

1
2 AN ORDINANCE amending the Thoroughfare
3 Plan of the City Comprehensive ("Master")
4 Plan by vacating an alley and a
dedicated utility easement thereof.

5 WHEREAS, a petition to vacate a public alley and a
6 dedicated utility easement within the City of Fort Wayne (as
7 more specifically described below) was duly filed with the
8 City Planning Commission; and

9 WHEREAS, said Commission duly held a public hearing
10 thereon; and

11 WHEREAS, said Commission has duly forwarded its
12 recommendation to this body approving said petition, all in
13 accordance with I.C. 36-7-4-512(2) and this body having held
14 a public hearing on said vacation as provided in I.C. 36-7-4-
15 12; and

16 WHEREAS, this body concurs in the recommendation of the
17 City Planning Commission.

18 NOW THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF
19 THE CITY OF FORT WAYNE, INDIANA:

20 SECTION 1. That the petition filed herein to vacate a
21 public alley and a dedicated utility easement within the City
22 of Fort Wayne, more specifically described as follows, to-wit:

23 A twenty foot alley, being parallel to and adjacent to
24 Lots Numbered 1, 2, 3 and 29 and 30 in Squire's Second
Addition, being more particularly described as follows:

25 Beginning at the Northeast corner of Lot Numbered 1 in
26 Squire's Second Addition; thence North along the West
27 line of Anthony Boulevard, a distance of 20 feet to the
28 Southeast corner of Lot Numbered 30 in Squire's Second
29 Addition; thence West along the South line of Lot
30 Numbered 29 and Lot Numbered 30 in Squire's Second
31 Addition, a distance of 250 feet to a point on the East
32 line of Lillie Street, said point being the Southwest
corner of Lot Numbered 29; thence South along the East
line of Lillie Street, a distance of 20 feet to the
Northwest corner of Lot Numbered 3 in Squire's Second
Addition; thence East along the North line of Lot
Numbered 1, Lot Numbered 2 and Lot Numbered 3 in Squire's
Second Addition, a distance of 250 feet to the point of
beginning, containing 0.115 acres.

ALSO:

The South 25.0 feet of the West 7.5 feet of Lot Numbered
30 in Squire's Second Addition, as recorded in the plat
thereof in the Office of the Recorder of Allen County,
Indiana.

TOGETHER WITH:

#508

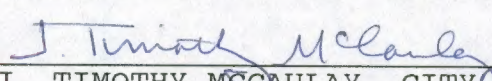
1 The South 25.0 feet of the East 7.5 feet of Lot Numbered
2 29 in Squire's Second Addition as recorded in the plat
3 thereof in the Office of the Recorder of Allen County,
4 Indiana.

5 and which vacating amends the Thoroughfare Plan of the City
6 Comprehensive ("Master") Plan and is hereby approved in all
7 respects.

8 SECTION 2. That this Ordinance shall be in full force
9 and effect from and after its passage, any and all necessary
10 approval by the Mayor.

11 
12 COUNCILMEMBER

13 APPROVED AS TO FORM AND LEGALITY:

14 
15 J. TIMOTHY MCCAULAY, CITY ATTORNEY

16 ** Public hearing to be held on _____,
17 the _____ day of _____, 1992,
18 in the Council Chambers.

19 _____
20 Sandra E. Kennedy, City Clerk
21
22
23
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32

FOUR STAR BOND

SOUTHWORTH CO. U.S.A.

Read the first time in full and on motion by Edmonds, seconded by Edmonds, and duly adopted, read the second time by title and referred to the Committee on Regulations (and the City Plan Commission for recommendation) and Public Hearing to be held after due legal notice, at the Common Council Conference Room 128, City-County Building, Fort Wayne, Indiana, on _____ the _____ day of _____, 1992, at _____ o'clock _____ M., E.S.T.

DATED: 4-14-92

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Read the third time in full and on motion by Edmonds, seconded by Edmonds, and duly adopted, placed on its passage. PASSED ~~lost~~ by the following vote:

	AYES	NAYS	ABSTAINED	ABSENT
TOTAL VOTES	<u>8</u>			<u>1</u>
BRADBURY				<u>✓</u>
EDMONDS	<u>✓</u>			
GIAQUINTA	<u>✓</u>			
HENRY	<u>✓</u>			
LONG	<u>✓</u>			
LUNSEY	<u>✓</u>			
RAVINE	<u>✓</u>			
SCHMIDT	<u>✓</u>			
TALARICO	<u>✓</u>			

DATED: 6-9-92

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as (ANNEXATION) (APPROPRIATION) (GENERAL)

(SPECIAL) (ZONING)

ORDINANCE

RESOLUTION NO.

9-26-92

on the 9th day of June, 1992

ATTEST:

(SEAL)

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Thomas P. Henry
PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 10th day of June, 1992, at the hour of 11:30 o'clock A., M., E.S.T.

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Approved and signed by me this 11th day of June, 1992, at the hour of 3:50 o'clock P., M., E.S.T.

Paul Helmke
PAUL HELMKE, MAYOR

RECEIPT

No 10897

COMMUNITY & ECONOMIC DEVELOPMENT

FT. WAYNE, IND.,

3/19 1998

RECEIVED FROM

St. Mariz's Health

\$ 100.00

THE SUM OF

One hundred

DOLLARS

ON ACCOUNT OF

Alley vacation

2883

PAID BY: CASH ☐ CHECK ☒ M.O. ☐

AUTHORIZED SIGNATURE

[Signature]

700-6-19

Date Filed: March 19, 1992

VACATION PETITION

We, Hall Drive-Ins, Inc., Christos Toskos and LIUNA, Local 213, Inc. PETITION TO VACATE

TO: THE CITY PLAN COMMISSION
CITY OF FORT WAYNE, INDIANA

The undersigned petitioners, do hereby respectfully petition the Fort Wayne City Plan Commission to vacate the following alley with the City of Fort Wayne, Indiana, and hereby described as follows:

A twenty foot alley, being parallel to and adjacent to Lots Numbered 1, 2, 3 and 29 and 30 in Squire's Second Addition, being more particularly described as follows:

Beginning at the Northeast corner of Lot Numbered 1 in Squire's Second Addition; thence North along the West line of Anthony Boulevard, a distance of 20 feet to the Southeast corner of Lot Numbered 30 in Squire's Second Addition; thence West along the South line of Lot Numbered 29 and Lot Numbered 30 in Squire's Second Addition, a distance of 250 feet to a point on the East line of Lillie Street, said point being the Southwest corner of Lot Numbered 29; thence South along the East line of Lillie Street, a distance of 20 feet to the Northwest corner of Lot Numbered 3 in Squire's Second Addition; thence East along the North line of Lot Numbered 1, Lot Numbered 2 and Lot Numbered 3 in Squire's Second Addition, a distance of 250 feet to the point of beginning, containing 0.115 acres.

In support thereof, your petitioners would represent as follows:

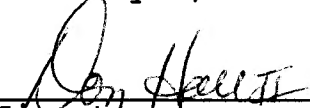
They are the only owners of real estate bordering both sides of the alley. The maintenance of said alley is not necessary or advantageous to the growth of the City of Fort Wayne, and it would be to the best interest of the City and the citizens thereof.

Your petitioners file this petition pursuant to the authority granted in Indiana Code, and provisions of local ordinance, in order to complete the vacation as described.

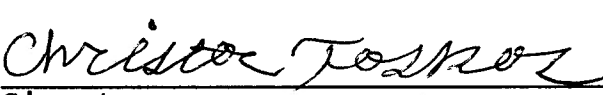
WHEREFORE, your petitioners pray that the above described alley be vacated according to the provisions of the Indiana Law pertaining thereto.

DATED THIS 19th DAY OF MARCH, 1992.

HALL DRIVE-INS, INC.
216 East U.S. Highway 30
Fort Wayne, Indiana 46805


Signature

CHRISTOS TOSKOS
1713 East Paulding Road
Fort Wayne, Indiana 46816


Signature

Owners of Adjacent Property:

<u>LIUNA, Local 213, Inc.</u>	<u>503 West Wayne St, 46802</u>	

<u>Adjacent Property Owner</u> TYPED Name	<u>Address/Zip</u>	<u>Signature</u>
--	--------------------	------------------

NOTICE:

FILING OF THIS APPLICATION GRANTS THE CITY OF FORT WAYNE PERMISSION TO POST "OFFICIAL NOTICE" ON THE PETITIONED PROPERTY.

FAILURE TO POST, OR TO MAINTAIN POSTING CAN PREVENT THE PUBLIC HEARING FROM BEING HELD.

This form is to be filed in duplicate.

AGENT:

Daniel E. Serban
1900 Lincoln Tower
Fort Wayne, Indiana 46802
(219) 423-1430

Date Filed: March 19, 1992

VACATION PETITION

I, LIUNA, Local 213, Inc. PETITION TO VACATE EASEMENT

TO: THE CITY PLAN COMMISSION
CITY OF FORT WAYNE, INDIANA

The undersigned petitioner, does hereby respectfully petition the Fort Wayne City Plan Commission to vacate the following easement with the City of Fort Wayne, Indiana, and hereby described as follows:

A 15-foot easement as shown on the attached survey.

In support thereof, your petitioner would represent as follows:

It is the only owner of real estate bordering the easement. The easement is unused and will deter development of the subject real estate.

Your petitioner files this petition pursuant to the authority granted in Indiana Code, and provisions of local ordinance, in order to complete the vacation as described.

WHEREFORE, your petitioner prays that the above described easement be vacated according to the provisions of the Indiana Law pertaining thereto.

DATED THIS 19th DAY OF MARCH, 1992.

LIUNA, Local 213, Inc.
503 West Wayne Street,
Fort Wayne, Indiana 46802

Signature

Sharon L. L... Agent for LIUNA, Local 213, Inc.

NOTICE:

FILING OF THIS APPLICATION GRANTS THE CITY OF FORT WAYNE PERMISSION TO POST "OFFICIAL NOTICE" ON THE PETITIONED PROPERTY.

FAILURE TO POST, OR TO MAINTAIN POSTING CAN PREVENT THE PUBLIC HEARING FROM BEING HELD.

This form is to be filed in duplicate.

AGENT:

Daniel E. Serban
1900 Lincoln Tower
Fort Wayne, Indiana 46802
(219) 423-1430



The South 25.0 feet of the West 7.5 feet of Lot Numbered 30 in Squire's Second Addition, as recorded in the plat thereof in the Office of the Recorder of Allen County, Indiana,

TOGETHER WITH:

The South 25.0 feet of the East 7.5 feet of Lot Numbered 29 in Squire's Second Addition as recorded in the plat thereof in the Office of the Recorder of Allen County, Indiana.

CERTIFICATE OF SURVEY

OFFICE OF:

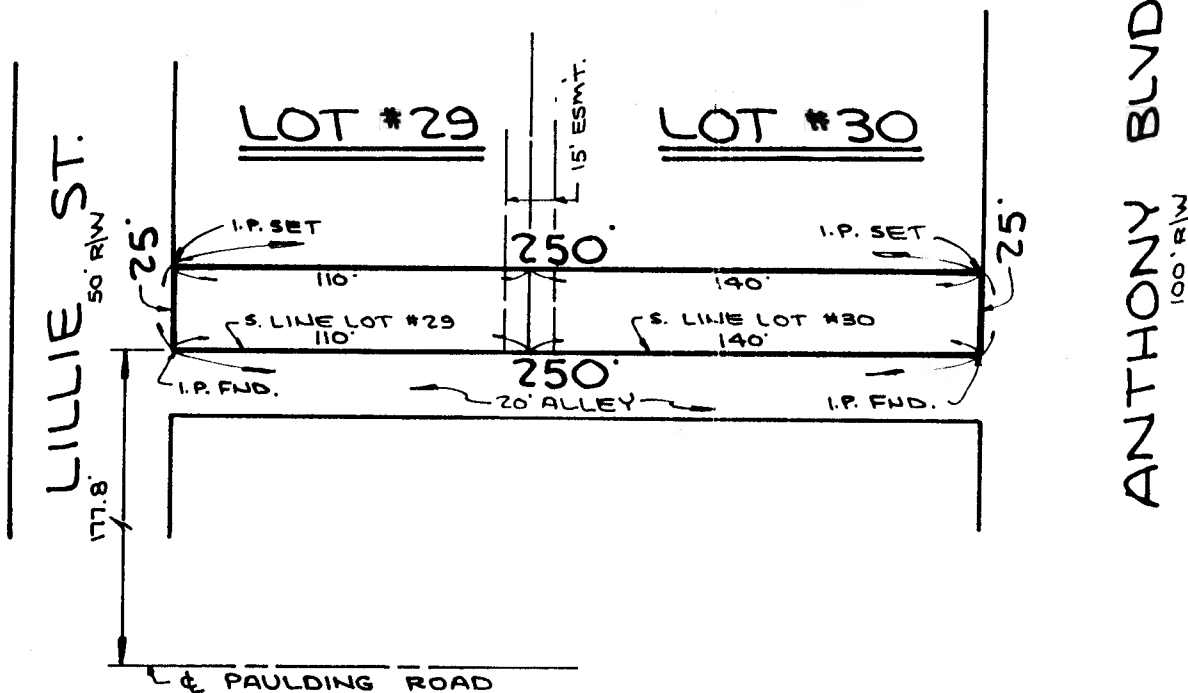
DONOVAN ENGINEERING

JOHN R. DONOVAN P.E. No. 9173 P.L.S. No. 9921 INDIANA
FRANCIS X. MUELLER P.L.S. No. S0193 INDIANA
GREGORY L. ROBERTS P.L.S. No. S0548 INDIANA
FORT WAYNE, INDIANA

The undersigned Civil Engineer and Land Surveyor hereby certifies that he has made a resurvey of the real estate shown and described below.

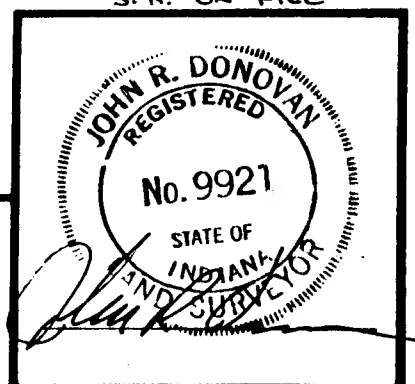
Measurements were made and corners perpetuated as shown hereon, in accordance with the true and established lines of the property described, and in conformity with the records in the office of the County Recorder, ALLEN County, Indiana. No encroachments existed, except as noted below.

The description of the real estate is as follows, to wit: The South 25 feet of Lot Numbered 29 and the South 25 feet of Lot Numbered 30 in Scurie's Second Addition as recorded in Plat Book 18, page, 6, as recorded in the plat thereof in the Office of the Recorder of Allen County, Indiana.



NOTE: According to the Flood Insurance Rate Map (FIRM) number 18003C0290 D, dated Sept. 28, 1990, the herein described real estate is located in Zone "X", and is not in a flood hazard area.

S. R. ON FILE



1" = 60'
2-21-92

JOB FOR: WALGREENS

RESOLUTION

WHEREAS, HALLS DRIVE-INS, INC., CHRISTOS TOSKOS and LIUNA, LOCAL 213 INC have petitioned and requested the Fort Wayne City Plan Commission to hold a public hearing upon the vacation of the following dedicated alley and utility easement situated in Fort Wayne, Allen County, to-wit:

A twenty foot alley, being parallel to and adjacent to Lots Numbered 1, 2, 3 and 29 and 30 in Squire's Second Addition, being more particularly described as follows:

Beginning at the Northeast corner of Lot Numbered 1 in Squire's Second Addition; thence North along the West line of Anthony Boulevard, a distance of 20 feet to the Southeast corner of Lot Numbered 30 in Squire's Second Addition; thence West along the South line of Lot Numbered 29 and Lot Numbered 30 in Squire's Second Addition, a distance of 250 feet to a point on the East line of Lillie Street, said point being the Southwest corner of Lot Numbered 29; thence South along the East line of Lillie Street, a distance of 20 feet to the Northwest corner of Lot Numbered 3 in Squire's Second Addition; thence East along the North line of Lot Numbered 1, Lot Numbered 2 and Lot Numbered 3 in Squire's Second Addition, a distance of 250 feet to the point of beginning, containing 0.115 acres.

ALSO:

The South 25.0 feet of the West 7.5 feet of Lot Numbered 30 in Squire's Second Addition, as recorded in the plat thereof in the Office of the Recorder of Allen County, Indiana.

TOGETHER WITH:

The South 25.0 feet of the East 7.5 feet of Lot Numbered 29 in Squire's Second Addition as recorded in the plat thereof in the Office of the Recorder of Allen County, Indiana.

all in accordance with the terms of Section 44, Chapter 174 of the Acts of 1947, of the General Assembly of the State of Indiana, as amended by Section 3 of Chapter 385 of the Acts of the General Assembly of the State of Indiana, Indiana Code Section 36-7-4-12; and,

WHEREAS, notice of such public hearing has been given by due and proper publication thereof;

WHEREAS, said public hearing was held on April 20, 1992 at 7:00 P.M. and at such hearing there were no objections of any kind or character which should prevent the vacation of said dedicated alley and utility easement.

WHEREAS, said vacation of dedicated alley and utility easement has been routed through the following departments: Street Engineering, Traffic Engineering, Water Engineering, Water Pollution Control Engineering, Street Light Engineering, Park Board and through the Public Utility Companies.

NOW THEREFORE, BE IT RESOLVED by the Fort Wayne City Plan Commission that the vacation of said dedicated alley and utility easement hereinbefore described conforms to the general policy pattern of development set out in the Master Plan of the City of Fort Wayne, Indiana;

BE IT FURTHER RESOLVED by the Fort Wayne City Plan Commission that the vacation of said dedicated alley and utility easement hereinbefore described be and the same is hereby approved.

BE IT FURTHER RESOLVED no public utility occupying and using said dedicated alley and utility easement or part thereof for

BE IT FURTHER RESOLVED that the action of the Fort Wayne City Plan Commission be forwarded to the proper governing body having jurisdiction of the vacation of said dedicated alley and utility easement in Allen County, Indiana.

I, Robert Hutner, Secretary of the Fort Wayne City Plan Commission, do hereby certify that attached is a full true and correct copy of a resolution adopted by the Fort Wayne City Plan Commission following a public hearing of said Commission held, April 27, 1992 and as the same appears of record in the official records of said Plan Commission.

FORT WAYNE, CITY PLAN COMMISSION

Robert Huther
Secretary

RESOLUTION 79-231-12

WHEREAS, HALLS DIRVE-INS, INC., CHRISTOS TOSKOS and LIUNA, LOCAL 213 INC have petitioned and requested the Fort Wayne City Plan Commission to hold a public hearing upon the vacation of the following dedicated alley and utility easement situated in Fort Wayne, Allen County, to-wit:

A twenty foot alley, being parallel to and adjacent to Lots Numbered 1, 2, 3 and 29 and 30 in Squire's Second Addition, being more particularly described as follows:

Beginning at the Northeast corner of Lot Numbered 1 in Squire's Second Addition; thence North along the West line of Anthony Boulevard, a distance of 20 feet to the Southeast corner of Lot Numbered 30 in Squire's Second Addition; thence West along the South line of Lot Numbered 29 and Lot Numbered 30 in Squire's Second Addition, a distance of 250 feet to a point on the East line of Lillie Street, said point being the Southwest corner of Lot Numbered 29; thence South along the East line of Lillie Street, a distance of 20 feet to the Northwest corner of Lot Numbered 3 in Squire's Second Addition; thence East along the North line of Lot Numbered 1, Lot Numbered 2 and Lot Numbered 3 in Squire's Second Addition, a distance of 250 feet to the point of beginning, containing 0.115 acres.

ALSO:

The South 25.0 feet of the West 7.5 feet of Lot Numbered 30 in Squire's Second Addition, as recorded in the plat thereof in the Office of the Recorder of Allen County, Indiana.

TOGETHER WITH:

The South 25.0 feet of the East 7.5 feet of Lot Numbered 29 in Squire's Second Addition as recorded in the plat thereof in the Office of the Recorder of Allen County, Indiana.

all in accordance with the terms of Section 44, Chapter 174 of the Acts of 1947, of the General Assembly of the State of Indiana, as amended by Section 3 of Chapter 385 of the Acts of the General Assembly of the State of Indiana, Indiana Code Section 36-7-4-12; and,

WHEREAS, notice of such public hearing has been given by due and proper publication thereof;

WHEREAS, said vacation of dedicated alley and utility easement has been routed through the following departments: Street Engineering, Traffic Engineering, Water Pollution Control Engineering, Electrical Engineering, Park Board and through the Pubilc Utility Companies.

NOW THEREFORE, BE IT RESOLVED by the Fort Wayne Board of Public Works that the vacation of said dedicated alley and utility easement hereinbefore described conforms to the general policy and pattern of development set out in the Master Plan of the City of Fort Wayne, Indiana.


BE IT FURTHER RESOLVED by the Board of Public Works that the vacation of said dedicated alley and utility easement hereinbefore described be and the same is hereby approved subject to easements as required by all public utilities occupying and using said portion of dedicated alley and utility easement or part thereof for the vacation and operation of its utility facilities shall not be deprived of said use on account of these proceedings unless any said utilities shall file a written consent to said vacation.

STATE OF INDIANA)
) SS:
COUNTY OF ALLEN)

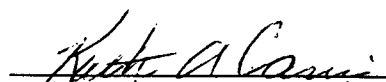
I, CHARLES E. LAYTON, Director of the Board of Public Works, do hereby certify that attached hereto is a full, true and correct copy of a resolution adopted by the Fort Wayne Board of Public Works at their meeting held May 6, 1992 and as same appears of record in the official records of the Board of Public Works.

DATED THIS 6 DAY OF May 1992

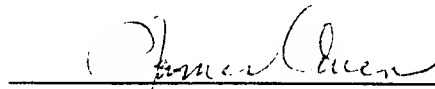
FORT WAYNE BOARD OF PUBLIC WORKS



Charles E. Layton
Director of Public Works



Katherine A. Carrier
Member, Board of Public Works



C. James Owen
Member, Board of Public Works

Division of Community Development & Planning

BRIEF TITLE

APPROVAL DEADLINE

REASON

Alley & Utility Easement Vacation

DETAILS

Specific Location and/or Address

The 1st E/W alley north of Paulding Road, and running west off of Anthony Blvd. And a north south utility easement that runs to the alley.

Reason for Project

Future development and construction of a Walgreen's Drug Store.

Discussion (Including relationship to other Council actions)

20 April 1992 - Public Hearing

See Attached Minutes of Meeting

27 April 1992 - Business Meeting

Motion was made and seconded to return the ordinance to the Common Council with a DO PASS recommendation contingent upon the petitioner providing utility easements or relocations as needed.

Of the seven (7) members present, six (6) voted for the motion, one (1) did not vote.

Motion carried.

POSITIONS

RECOMMENDATIONS

Sponsor

City Plan Commission

Area Affected

City Wide

Other Areas

Applicants/
Proponents

Applicant(s)
Halls Drive Ins
City Department

Other

Opponents

Groups or Individuals

Basis of Opposition

Staff
Recommendation☒ For☐ Against

Reason Against

Board or
Commission
Recommendation

By

☒ For☐ Against☐ No Action Taken

☐ For with revisions to conditions
(See Details column for condition)

CITY COUNCIL
ACTIONS
(For Council
use only)

☐ Pass☐ Other☐ Pass (as amended)☐ Hold☐ Council Sub.☐ Do not pass

DETAILS

POLICY/PROGRAM IMPACT

Policy or
Program
Change

☐

No

☐

Yes

Operational
Impact
Assessment

(This space for further discussion)

Project Start

Date 19 March 1992

Projected Completion or Occupancy

Date 29 April 1992

Fact Sheet Prepared by

Date 29 April 1992

Patricia Biancaniello

Reviewed by

Date

11 MAY 1992

Reference or Case Number

[Handwritten signature]

Bill No. G-92-04-11 - Vacation Petition #508
The first east-west alley north of Paulding Road, running
west off of Anthony Blvd. And a north-south utility
easement that runs to the alley.

5. Public Hearing on a Zoning Map Amendments

- a. Bill No. Z-92-04-08 - Change of Zone #507
From R-3 to B-1-B
5730 So Anthony Bl & 1713 Paulding Rd

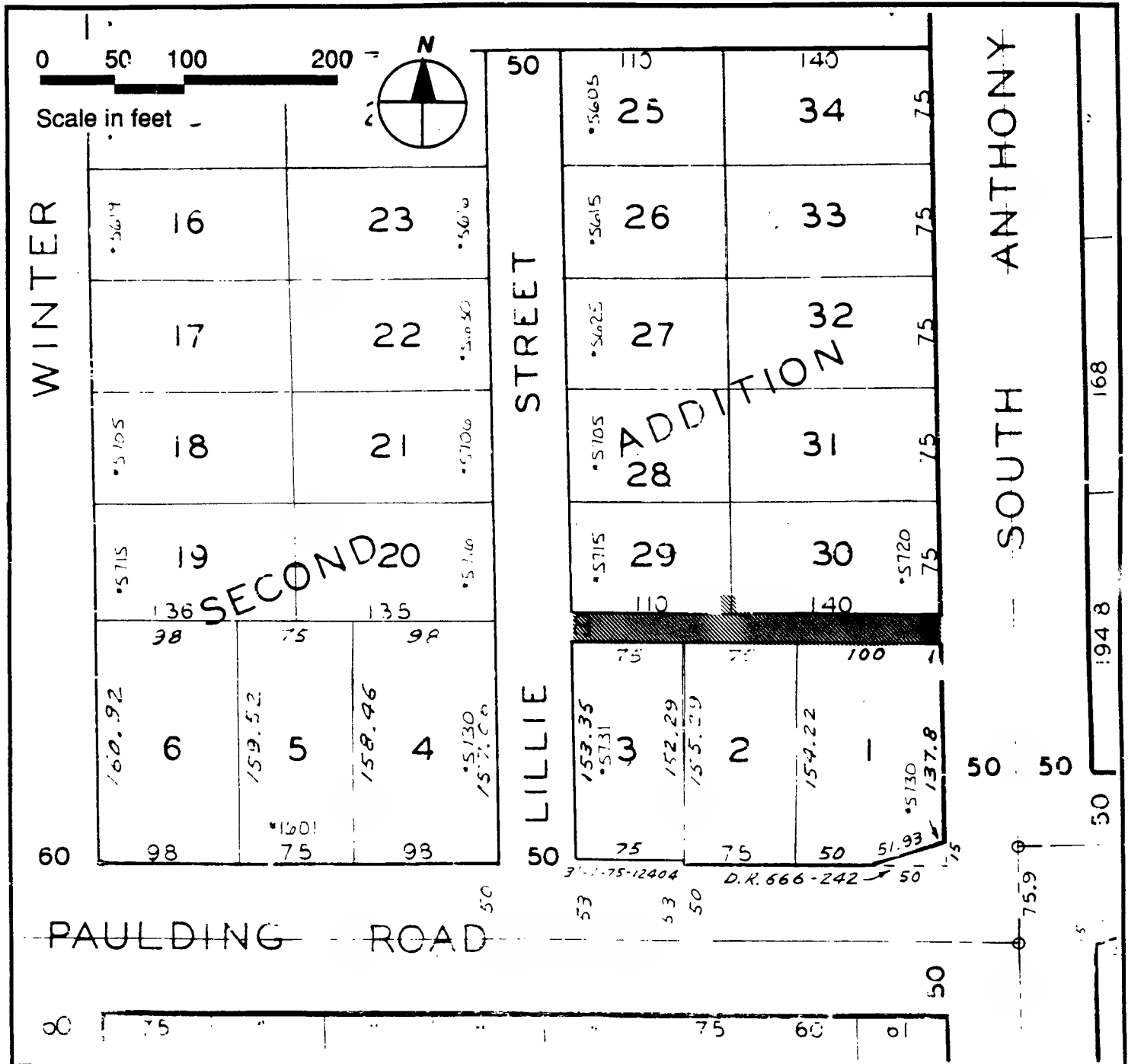
Dan Serban, attorney for the petitioners appeared before the Commission for Vacation Petition #508 as well as Change of Zone #507. Mr. Serban stated that he would speak to both issues jointly. Mr. Serban stated that he was representing St. Mary's Realty who is the purchaser of the property, and the property owners abutting the alley. He stated that they hope to develop the property, if the alley is vacated and the rezoning approved, for a new Walgreen's Store. He stated that the existing structures would be demolished. He stated that they are the only owners of property on either side of this unopened and unimproved alley. He stated that they are willing to comply with the staff conditions and will provide for the utilities in the alley as needed. He stated that this request would allow for the extension of the existing commercial zoning in an area that is not appropriate for residential.

There was no one else present who wished to speak in favor of or in opposition to the proposed vacation or rezoning request.

VACATION PETITION

AREA MAP

CASE NO. #508



COUNCILMANIC DISTRICT NO. 6

Map No. O-19
LW 3-27-92

R1	One-Family	B1	Limited Business	M1	Light Industrial
R2	Two-Family	B2	Planned Shopping Center	M2	General Industrial
R3	Multi-Family	B3	General Business	M3	Heavy Industrial
RA/HB	Residential	B4	Roadside Business	MHP	Mobile Home Park
FUD	Planned Unit Dev.	POD	Professional Office District		

#508

ORIGINAL

ORIGINAL

DIGEST SHEET

TITLE OF ORDINANCE Alley & Utility Easement Vacation Ordinance

DEPARTMENT REQUESTING ORDINANCE Land Use Management - C&ED

SYNOPSIS OF ORDINANCE A 15 foot utility easement running
north and south between Lots 29 & 30 in Squire's Addition and an
east/west alley between Lillie Street and So Anthony Blvd., north
of Paulding Road.

G-92-04-11

EFFECT OF PASSAGE The properties are currently a dedicated
utility easement and dedicated right-of-way. Properties will be
vacated and revert to the ownership of the adjacent property
owners.

EFFECT OF NON-PASSAGE The properties will remain a dedicated
utility easement and dedicated right-of-way.

MONEY INVOLVED (Direct Costs, Expenditures, Savings) _____

(ASSIGN TO COMMITTEE) _____

BILL NO. G-92-04-11

REPORT OF THE COMMITTEE ON
REGULATIONS

CLETUS R. EDMONDS, CHAIR
MARK E. GIAQUINTA, VICE CHAIR
RAVINE, SCHMIDT

WE, YOUR COMMITTEE ON REGULATIONS TO WHOM WAS

REFERRED AN (ORDINANCE) (~~RESOLUTION~~) amending the
Thoroughfare Plan of the City Comprehensive ("Master") Plan by
vacating an alley and a dedicated utility easement thereof

HAVE HAD SAID (ORDINANCE) (~~RESOLUTION~~) UNDER CONSIDERATION
AND BEG LEAVE TO REPORT BACK TO THE COMMON COUNCIL THAT SAID
(ORDINANCE) (~~RESOLUTION~~)

DO PASS

DO NOT PASS

ABSTAIN

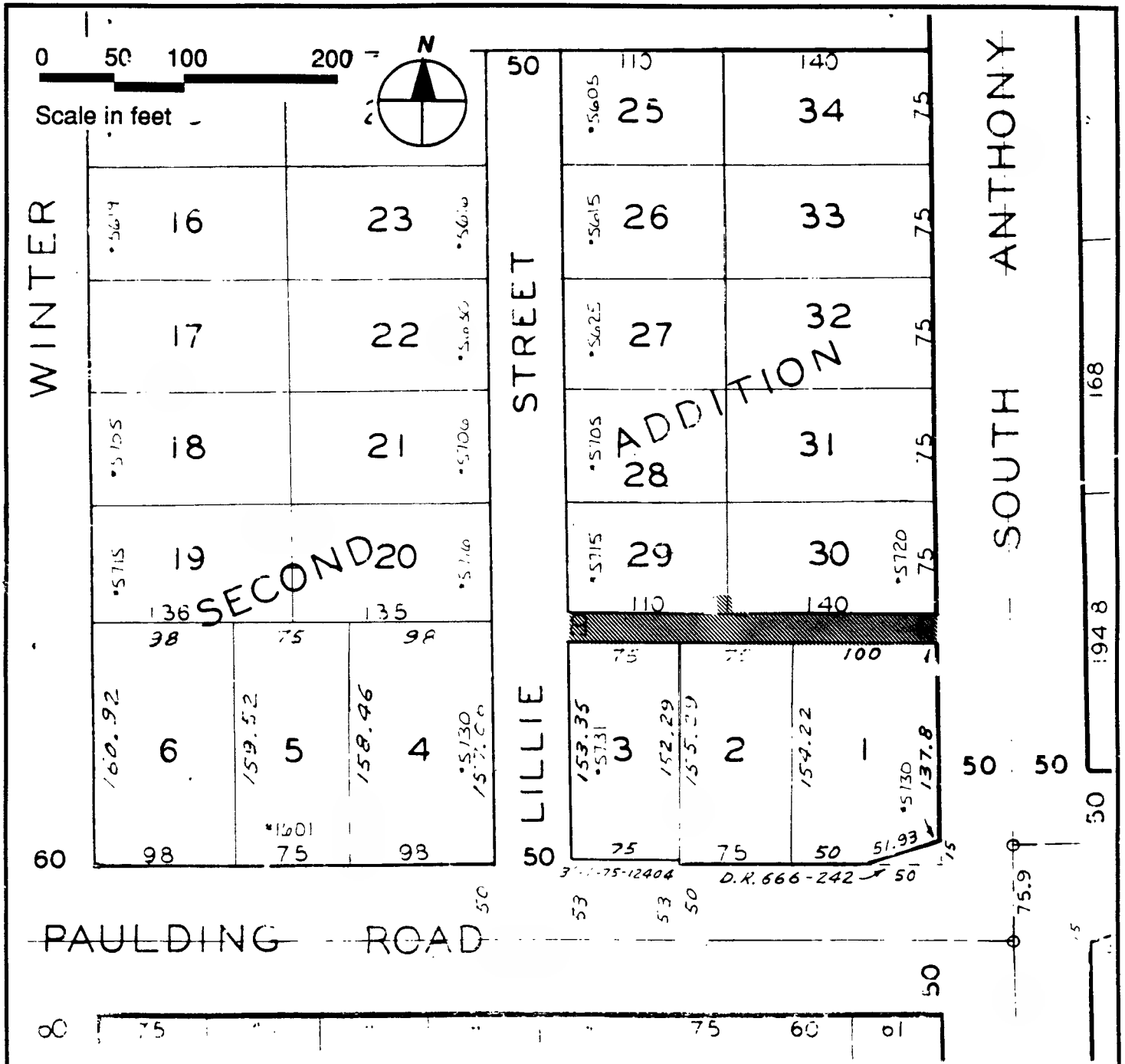
NO REC

C.R. Edmond
Rebecca Ravine
C.D. Schmidt

DATED: 6-5-92

Sandra E. Kennedy
City Clerk

CASE NO. #508



COUNCILMANIC DISTRICT NO. 6

Map No. O-19
LW 3-27-92

R1	One-Family	B1	Limited Business	M1	Light Industrial
R2	Two-Family	B2	Planned Shopping Center	M2	General Industrial
R3	Multi-Family	B3	General Business	M3	Heavy Industrial
RA/RB	Residential	B4	Roadside Business	MHP	Mobile Home Park
PUD	Planned Unit Dev.	POD	Professional Office District		



THE CITY OF FORT WAYNE

CITY-COUNTY BUILDING • ROOM 122 • FORT WAYNE, INDIANA 46802 • 219-427-1208

SANDRA E. KENNEDY, CITY CLERK

May 12, 1992

Daniel Serban
1900 Lincoln Bank Tower
Fort Wayne, Indiana 46802

NOTICE OF PUBLIC HEARING ON BILL NO. G-92-04-11

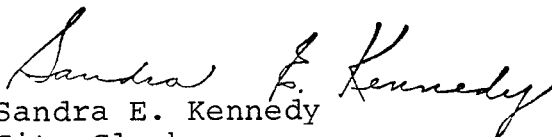
You are hereby notified that the Common Council of Fort Wayne will conduct a public hearing on Tuesday, June 2, 1992, at 7:00 P.M. (EST) in the Common Council Conference Room 128, 1st Floor, City-County Building, One Main Street, Fort Wayne, Indiana, on the following:

The 1st E/W alley north of Paulding Road, and running west off of Anthony Blvd. And a north/south utility easement that runs to the alley.

Future development and construction of a Walgreen's Drug Store

All interested persons are invited to appear and be heard. Any written material may be submitted to the Common Council prior to the hearing.

FORT WAYNE COMMON COUNCIL


Sandra E. Kennedy
City Clerk



THE CITY OF FORT WAYNE

CITY-COUNTY BUILDING • ROOM 122 • FORT WAYNE, INDIANA 46802 • 219-427-1208

SANDRA E. KENNEDY, CITY CLERK

May 12, 1992

Ms. Connie Lambert
Fort Wayne Newspapers, Inc.
600 West Main Street
Fort Wayne, IN 46802

Dear Ms. Lambert:

Please give the attached full coverage on the date of
May 15, 1992, in both the News Sentinel and Journal
Gazette.

RE: Legal Notice for Common Council
of Fort Wayne, IN

Bill No. G-92-04-11
Alley and Utility Easement Vacation

Please send us 3 copies of the Publisher's Affidavit
from both newspapers.

Thank you.

Sincerely yours,

Sandra E. Kennedy
City Clerk

SEK/ne
ENCL: 1

NOTICE OF PUBLIC HEARING
FORT WAYNE COMMON COUNCIL
(BILL NO. G-92-04-11)

Notice is hereby given that the Fort Wayne Common Council of the City of Fort Wayne, will conduct a public hearing on Tuesday, June 2, 1992, at 7:00 P.M., (EST) in the Common Council Conference Room 128, City-County Building, One Main Street, Fort Wayne, Indiana, more particularly described as follows:

A twenty foot alley, being parallel to and adjacent to Lots Numbered 1, 2, 3 and 29 and 30 in Squire's Second Addition, being more particularly described as follows:

Beginning at the Northeast corner of Lot Numbered 1 in Squire's Second Addition; thence North along the West line of Anthony Boulevard, a distance of 20 feet to the Southeast corner of Lot Numbered 30 in Squire's Second Addition; thence West along the South line of Lot Numbered 29 and Lot Numbered 30 in Squire's Second Addition, a distance of 250 feet to a point on the East line of Lillie Street, said point being the Southwest corner of Lot Numbered 29; thence South along the East line of Lillie Street, a distance of 20 feet to the Northwest corner of Lot Numbered 3 in Squire's Second Addition; thence East along the North line of Lot Numbered 1, Lot Numbered 2 and Lot Numbered 3 in Squire's Second Addition, a distance of 250 feet to the point of beginning, containing 0.115 acres.

ALSO:

The South 25.0 feet of the West 7.5 feet of Lot Numbered 30 in Squire's Second Addition, as recorded in the plat thereof in the Office of the Recorder of Allen County, Indiana.

TOGETHER WITH:

The South 25.0 feet of the East 7.5 feet of Lot Numbered 29 in Squire's Second Addition as recorded in the plat thereof in the Office of the Recorder of Allen County, Indiana.

All interested parties are invited to appear and be heard.

FORT WAYNE COMMON COUNCIL

Sandra E. Kennedy
City Clerk

From the Desk of:
Pat Biancaniello

5-12-92

Agent:

Daniel Serban
1900 Lincoln Bank Tower
Fort Wayne, IN 46802

423-1430

To:

The Journal-Gazette

P.O. Box 100

Fort Wayne, IN

County, Indiana

PUBLISHER'S CLAIM

LINE COUNT

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of type in which the body of the advertisement is set)
 -- number of equivalent lines

Head -- number of lines

Body -- number of lines

Tail -- number of lines

Total number of lines in notice

COMPUTATION OF CHARGES

43 lines, 1 columns wide equals 43 equivalent lines
 at 33 cents per line

Additional charge for notices containing rule or tabular work
 (50 percent of above amount)

Charge for extra proofs of publication (\$1.00 for each proof in excess of two)

TOTAL AMOUNT OF CLAIM

\$ 14.191.00\$ 15.19

DATA FOR COMPUTING COST

Width of single column 12.5 emsNumber of insertions 1Size of type 6 point

Pursuant to the provisions and penalties of Chapter 155, Acts 1953,

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

Date: May 15, 19 92

Title:

Clerk

PUBLISHER'S AFFIDAVIT

State of Indiana)

) ss:

Allen County)

Personally appeared before me, a notary public in and for said county and state, the undersigned Cindy Gillenwater who, being duly sworn, says that he/she is Clerk of the The Journal-Gazette newspaper of general circulation printed and published in the English language in the (city) (town) of Fort Wayne, IN in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for 1 time 5/15/92, the dates of publication being as follows:

Subscribed and sworn to before me this 15th day of May, 19 92

Notary Public Whitley County, IN
 SHELLEY R. LARUE

My commission expires: March 3, 1994NOTICE OF PUBLIC HEARING
FORT WAYNE COMMON COUNCIL

(BILL NO. G-92-04-11)

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ALSO:
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All interested parties are invited to appear and be heard.

FORT WAYNE COMMON COUNCIL
 Sandra E. Kennedy
 City Clerk

FW Common Council
(Governmental Unit)

To:

The News-Sentinel

Dr.

P.O. Box 100

Fort Wayne, IN

County, Indiana

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(50 percent of above amount)

Charge for extra proofs of publication (\$1.00 for each proof in excess of two)

1.00

TOTAL AMOUNT OF CLAIM

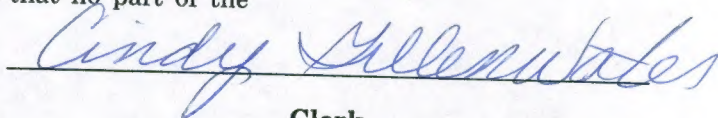
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I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

Date: May 15, 19 92Title: Clerk

PUBLISHER'S AFFIDAVIT

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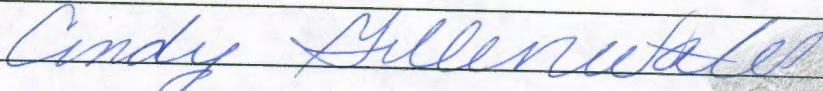
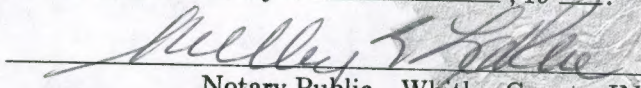
FORT WAYNE COMMON COUNCIL
Sandra E. Kennedy
City Clerk

State of Indiana)

) ss:

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Personally appeared before me, a notary public in and for said county and state, the undersigned Cindy Gillenwater who, being duly sworn, says that he/she is Clerk of the The News-Sentinel newspaper of general circulation printed and published in the English language in the (city) (town) of Fort Wayne, IN in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for 1 time 5/15/92, the dates of publication being as follows:

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Notary Public Whitley County, IN
SHELLEY R. LARUE

My commission expires: March 3, 1994